

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Malin

Serial No. 08/911,588

Filed: August 14, 1997

For: METHOD AND APPARATUS  
FOR GENERATING BASIS  
SETS FOR USE IN  
SPECTROSCOPIC ANALYSIS

Attorney Docket No. IMET0002

Group Art Unit: 2857

Examiner: K. Patterson



## DECLARATION UNDER 37 CFR § 1.132

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

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AUG 06 1999

TECHNOLOGY CENTER 2800

1. My name is Stephen Malin
2. I am an inventor of the subject matter claimed in the subject patent application.
3. U.S. Patent No. 5,747,806 has been cited by the Examiner as anticipating the subject matter claimed in the application herein under 35 USC §102(e).
4. I unequivocally declare that I conceived the subject matter disclosed in U.S. Patent No. 5,747,806, which patent is relied on in the above-mentioned rejection.
5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date: 20 July 1999

  
Stephen Malin